

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS  
FOR THE MINNESOTA DEPARTMENT OF HUMAN SERVICES

In Re: The Revocation of the  
License of:

William and Mary Kayser  
6408 - 81st Avenue North  
Brooklyn Park, MN 55455

To Provide Family Foster  
Care Under Minn. Rules  
Parts 9545.0010 to 9545.0260

-  
RECOMMENDED ORDER  
OF DISMISSAL

WHEREAS, the above matter has been pending since December, 1993;

WHEREAS, although a substantial amount of time has been spent in mediation and awaiting decisions in the parties' collateral litigation, this Office did not receive any communication from counsel between May 17, 1995, and January 24, 1996, despite the fact that a letter was sent to counsel on August 31, 1995, requesting that they inform the Administrative Law Judge of the status of the matter and whether a hearing should be scheduled or the file should be closed;

WHEREAS, a letter was sent to counsel dated January 24, 1996, informing them that the Administrative Law Judge intended to dismiss this matter without prejudice and close the file unless the parties informed her by February 1, 1996, that they wished to proceed with the hearing;

WHEREAS, Ms. Vial-Taylor, counsel for the County and Department, informed the Administrative Law Judge by voice mail on February 1, 1996, that she had no objection to dismissal of this matter without prejudice; and

WHEREAS, no response to the Administrative Law Judge's letter of January 24, 1996, has been received from Mr. Barden, counsel for the Licensees;

NOW, THEREFORE, IT IS HEREBY RECOMMENDED that this matter be dismissed without prejudice and that the file in this matter be closed.

Dated this 7th of February, 1996.

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BARBARA L. NEILSON  
Administrative Law Judge

February 7, 1996

Maria R. Gomez, Commissioner  
Department of Human Services  
2nd Floor Human Services Building  
444 Lafayette Road  
St. Paul, MN 55155-3815

RE: In re the Revocation of the License of: William and Mary Kayser, 6408 -  
81st Avenue North, Brooklyn Park, MN 55455, To Provide Family Foster  
Care Under Minn. Rules Parts 9545.0010 to 9545.0260; OAH Docket No.  
11-1800-8574-2

Dear Commissioner Gomez:

Enclosed and served upon you by mail is the Administrative Law Judge's  
Recommended Order of Dismissal in the above-entitled matter. Also enclosed is the  
official record. Our file in this matter is now being closed, subject to the Commissioner's  
determination regarding the Recommended Order of Dismissal..

Very truly yours,

BARBARA L. NEILSON  
Administrative Law Judge

Telephone: 612/341-7604

BLN:lr  
Enclosures  
cc: Vicki Vial-Taylor, William A. Neiman  
R. Christopher Barden

STATE OF MINNESOTA) )  
COUNTY OF HENNEPIN) SS

AFFIDAVIT OF SERVICE BY U.S. MAIL

LaVon Regan, being first duly sworn, hereby deposes and says that on the 7th of February, 1996, at the City of Minneapolis, county and state aforementioned, she served the attached RECOMMENDED ORDER OF DISMISSAL; Docket No. 11-1800-8572-2, by depositing in the United States mail at said City of Minneapolis, a true and correct copy thereof, properly enveloped, with first class postage prepaid and addressed to the individuals named herein.

Maria R. Gomez, Commissioner  
Department of Human Services  
2nd Floor Human Services Building  
444 Lafayette Road  
St. Paul, MN 55155-3815

Vicki Vial-Taylor  
William A. Neiman  
Assistant County Attorneys  
A-2000 Government Center  
Minneapolis, MN 55487

R. Christopher Barden  
Attorney at Law  
Lindquist & Vennum  
4200 IDS Center  
Minneapolis, MN 55402

LaVon Regan

Subscribed and sworn to before me  
this 7th day of February, 1996.

Notary Public